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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/633,895	08/04/2003	Michel Louis Francis Grech	7-5	5823

7590 07/14/2005

Docket Administrator (Room 3J-219)
Lucent Technologies Inc.
101 Crawfords Corner Road
Holmdel, NJ 07733-3030

EXAMINER

AFSHAR, KAMRAN

ART UNIT	PAPER NUMBER
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2681

DATE MAILED: 07/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/633,895

Applicant(s)

GRECH ET AL

Examiner *KP*

Kamran Afshar, 571-272-7796

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-5 and 11 is/are allowed.
- 6) ☐ Claim(s) ____ is/are rejected.
- 7) ☒ Claim(s) 6-10 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 04 August 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>8/4/2003</u> | 6) <input type="checkbox"/> Other: ____. |

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DETAILED ACTION

1. This application is in condition for allowance except for the following formal matters:

As stated below in *Specification & Claim Objections*.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

Claim Objections

2. Claims ^{6-10 are} 6-10 are objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim can not depend from a multiple dependent claim, claims 3 and 5 are multiple dependent claims. Therefore, claim 6, a multiple dependent claim can not depend from them. See MPEP § 608.01(n). Accordingly, the claims 6-10 not been further treated on the merits.

Specification

3. The disclosure is objected to because of the following informalities: Page 1, line 19 "oocurs". Appropriate correction is required.

Allowable Subject Matter

4. Upon proper overcome of the objection as discussed above in items 1-2, Claims 1-11 will be allowed.

The following is an examiner's statement of reasons for allowance: 1-11.

With respect to claim 1, Admitted Prior Art (APA) is the closest prior art to the application invention, which discloses Customised Application for Mobile Enhanced Logic CAMEL, Open Service Architecture, and OSA (See e.g. Page 1, Lines 10-20).

Berg (U.S. Patent 6,876,860 B1) also discloses ring back (or call back service) and CAMEL in a mobile radio network (See e.g. Co. 1, Lines 30-41).

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Laanti (U.S. Pub. No.: 2004/0028214 A1), which discloses Wait-Time Service In A Telecommunication Network.

However, the prior art of record fails singly or in combination to disclose or render obvious that the call being initiated by an Open Service Architecture, OSA application causing a message to be produced which indicates to the network that the mobile station is now available to make a ring back call connection, the network setting up the call connection in response to the message.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
- a) DeMent (U.S. Pub. No.: 2005/0117726 A1), which discloses Methods and apparatus for implementing customized ringback.
 - b) Valin (U.S. Pub. No.: 2004/0028031 A1), which discloses Method and system for implementing standard applications on an intelligent network service control point through an open services gateway.
 - c) Grech (U.S. Pub. No.: 2004/0072555 A1), which discloses Method of, and system for, providing an automated information service from an application programming interface API application to a mobile user terminal.


Any inquiry concerning this communication or earlier communication from the examiner should be directed to Kamran Afshar whose telephone number is (571) 272-7796. The examiner can be reached on Monday-Friday.

If attempts to reach the examiner by the telephone are unsuccessful, the examiner's supervisor, **Feild, Joseph** can be reached @ (571) 272-4090. The fax number for the organization where this application or proceeding is assigned is **571-273-8300** for all communications.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should

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you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC)
at 866-217-9197 (toll-free).


Kamran Afshar


JOSEPH FEILD
SUPERVISORY PATENT EXAMINER